IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

TUESDAY, THE 4TH SEPTEMBER 2007 / 13TH BHADRA 1929

WP(C).No. 26319 of 2007(G)

AGAINST THE ORDER IN EA 417/2007 IN
OS.482/1994 of MUNSIFF COURT, KOLLAM
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PETITIONER:

CHEMBAKAKUTTY, D/o.KUNJUPENNU,
AGED 54 YEARS, RESIDING AT THYVAYALIL
THEKKATHIL, HOUSE NO.III, PLOT NO.3, THYVELIKUNNU
LEKSHAM VEEDU COLONY, VADKKEVILA CHERRY,
VADAKKEVILA VILLAGE, KOLLAM TALUK.

BY ADV. SRI.SATHISH NINAN
SRI.SANTHOSH MATHEW

RESPONDENTS:
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1. **KUNJUPENNU, W/o. LATE GOVINDAN,**
   AGED ABOUT 58 YEARS, RESIDING AT
   PUTHUKALA VAYALIL VEEDU, PATTATHANAM,
   VADAKKEVILA VILLAGE, KOLLAM.

2. **SOBHANA, D/o. LATE GOVINDAN,**
   AGED 38 YEARS, RESIDING AT PUTHUKKALA
   VAYALIL VEEDU, PATTATHANAM, KOLLAM.

3. **AMBILI, D/o. LATE GOVINDAN, AGED 35 YEARS,**
   RESIDING AT PUTHUKKALA VAYALIL VEEDU, PATTATHANAM,
   VADAKKEVILA VILLAGE, KOLLAM.

4. **MOLI, D/o. LATE GOVINDAN, AGED 33 YEARS,**
   RESIDING AT PUTHUKKALA VAYALIL VEEDU,
   PATTATHANAM, VADKKEVILA VILLAGE, KOLLAM.

5. **ANU, S/o. LATE GOVINDAN, AGED 29 YEARS,**
   RESIDING AT PUTHUKKALA VAYALIL VEEDU,
   PATTATHANAM, VADKKEVILA VILLAGE, KOLLAM.

6. BINU, S/o. LATE GOVINDAN, AGED 26 YEARS, RESIDING AT PUTHUKKALA VAYALIL VEEDU, PATTATHANAM, KOLLAM.

7. MOLAMMA, D/o. LATE GOVINDAN, AGED 24 YEARS, RESIDING AT PUTHUKKALA VAYALIL VEEDU, PATTATHANAM, KOLLAM.

8. SASIDHARAN ALSO KNOWN AS SASI, S/o. KUNJUPENNU, AGED 56 YEARS, RESIDING AT PLOT No.3, HOUSE NO.430, THAIVELIKUNNU LAKSHAM VEEDU COLONY, VADAKKEVILA VILLAGE, KOLLAM.

BY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 04/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

M.N.KRISHNAN,J

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W.P.(C).No.26319 of 2007

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Dated this the 4th day of September, 2007

JUDGMENT

This writ petition is preferred for a direction to the Munsiff, Kollam, to issue a carbon copy and till such time to stay delivery of the property. The writ petitioner filed an application under Order XXI Rule 97 and the court has dismissed the same and it is posted for delivery on 04.09.2007. The grievance is that has not been given a copy so far which has disabled her to file an appeal and therefore prays for issuance of an urgent carbon copy and some breathing time for filing an appeal. There is considerable force in this contention. Therefore the writ petition is disposed of directing the Munsiff, Kollam, to issue a carbon copy at the earliest, at any rate, within a period of four days and to defer the delivery for a period of two weeks from today if the property is not delivered till 2.p.m on 04.09.2007. In case delivery is effected the court is directed not to record the delivery till the expiry of two weeks.

M.N.KRISHNAN,JUDGE

dvs